

JOURNAL OF THE FLORIDA SENATE

Tuesday, April 23, 1974

The Senate was called to order by the President Pro Tempore at 8:30 a.m. for the purpose of conducting the order of business of introduction and reference of resolutions, memorials, bills and joint resolutions pursuant to Rule 4.3.

INTRODUCTION

The following measures were read the first time by title and referred to committee(s) as indicated:

By Senators McClain, Deeb, Ware, de la Parte, Saylor, Sims, Glisson, Lewis, Stolzenburg, Wilson, Gruber, Weber, Zinkil, Lane (31st), Plante, Scarborough, Trask, Henderson, Gordon, Firestone, Poston, Gallen, Sykes, Johnson, Brantley, Peterson, Gillespie, Myers, Johnston, Smathers, Childers and Vogt—

SCR 784—A concurrent resolution expressing the support of the legislature for the inclusion of the University of Tampa in the annual football series among the state's universities; urging the universities to take appropriate action.

—to Rules and Calendar.

By Senator Gordon—

SB 785—A bill to be entitled An act relating to bail; amending §903.02, Florida Statutes, providing for determination of bail at first appearance; providing an effective date.

—to Criminal Justice.

By Senator Sims—

SB 786—A bill to be entitled An Act relating to non-indigenous aquatic plant control; providing definitions and legislative intent; amending section 372.931, Florida Statutes, to broaden the authority of the department of natural resources in controlling non-indigenous aquatic plants; providing for state participation on a matching basis with local agencies in funding non-indigenous aquatic plant maintenance programs; providing for an annual report and fiscal accounting; providing authority for the department of natural resources to cooperate with the federal government in programs to control the growth of non-indigenous aquatic plants and other noxious aquatic plants; providing for cooperation between the department of natural resources and the game and fresh water fish commission; providing an effective date.

—to Natural Resources and Conservation.

By Senator Sims—

SB 787—A bill to be entitled An act relating to education; amending §232.01 (1)(a) and (b), Florida Statutes; providing that a child who attains the age of fourteen shall not be required to attend school; providing an effective date.

—to Education.

By Senator Ware—

SB 788—A bill to be entitled An act creating and establishing the St. Petersburg Arts Commission for the purpose of developing, coordinating and promoting the performing and visual arts, declaring said purpose to be a public purpose; providing for the method and manner of the appointment of and terms of its membership; providing for its powers, functions, privileges, duties, and responsibilities; providing for sources of revenues; providing for the issuance by the arts commission of revenue bonds and refunding bonds to carry out the purposes of this act and for the rights and remedies of bondholders; providing for the preparation of an annual budget by the arts commission; providing for the transfer of the powers, functions, duties, responsibilities and obligations and properties of the arts commission to any government consolidating the city of St. Petersburg and Pinellas County; and providing an effective date.

—to Governmental Operations.

By Senator Gordon—

SB 789—A bill to be entitled An act relating to constructive service of process; amending Sections 49.031, 49.10 and 49.12, Florida Statutes, to authorize posting of notices of action on behalf of insolvent persons; providing an effective date.

—to Judiciary.

By Senator Winn—

SB 790—A bill to be entitled An act relating to pool contractors; amending Section 468.102(1), Florida Statutes, adding swimming pool work to those items which a contractor shall sub-contract; providing for a delineation between commercial pool contractors and residential pool contractors; providing for a classification of swimming pool servicing contractor; providing an effective date.

—to Commerce.

By Senator Winn—

SB 791—A bill to be entitled An act relating to the division of economic development and the division of tourism; amends subsections 1, 2, 3 and 4 of section 288.03, Florida Statutes, removing from the division of economic development certain power and authority relative to tourism; and creates section 288.12, Florida Statutes, granting the division of tourism power and authority to conduct a Florida tourism promotional program; provides an effective date.

—to Commerce.

By Senator Childers—

SB 792—A bill to be entitled An act relating to motor vehicle licenses; amending §320.08(4)(e), Florida Statutes; providing for "TA" series plate for certain truck-tractors hauling agricultural products and farm equipment; providing an effective date.

—to Commerce.

By Senators Lewis and Henderson—

SB 793—A bill to be entitled An act relating to soil and water conservation; amending section 582.01(6), F.S., 1971 to remove land owner from the definition of qualified elector; amending §582.18, F.S., 1972 Supplement, to provide that the election of supervisors of each soil and water conservation district shall be held at the second nonpartisan election and that vacancies shall be filled by the remaining supervisors; amending §582.19(2), F.S., 1971, relating to selection of successors; providing an effective date.

—to Natural Resources and Conservation.

By Senator Smathers—

SB 794—A bill to be entitled An act relating to the Division of Youth Services; creating subsection (6) of section 959.116 Florida Statutes, relating to transfer of minors from the Division of Corrections to the Division of Youth Services.

—to Health and Rehabilitative Services.

By the Committee on Transportation—

SB 795—A bill to be entitled An act relating to eminent domain; amending chapter 73, Florida Statutes, by adding a new section 73.113, creating the eminent domain trust fund to be administered by the state treasurer; providing that all funds deposited with any court for the purpose of acquiring property for public use shall be deposited in the eminent domain trust fund; providing investment of funds; providing return to county of record of earned interest; providing withdrawal of funds; providing an effective date.

—to Transportation.

By Senator Lewis—

SB 796—A bill to be entitled An act relating to the Florida emergency medical services act of 1973; adding subsection (3) to §401.33, Florida Statutes, to exempt from the act the personnel and vehicles of any private or public ambulance service operating in any county with a population of less than 50,000 persons until October 1, 1979; providing an effective date.

—to Health and Rehabilitative Services.

By Senator Brantley—

SB 797—A bill to be entitled An act relating to credit unions; creating new Part II, Chapter 657, Florida Statutes; creating a Florida Credit Union Guaranty corporation; setting forth the purpose of this act; providing definitions; providing a plan of operation for the corporation; providing for an interim board of directors to be appointed by the department of banking and finance and for a permanent board of directors to be selected by member credit unions; providing the membership, duties, and functions of the board of directors and the corporation; providing for membership of state credit unions in the corporation, with exceptions for provisional membership for financially unsound credit unions; providing duties of the department relating to the corporation; providing for an initial and an annual assessment of member credit unions by the corporation to provide a fund for payment of covered claims and providing a mechanism for the payment of claims of shareholders against insolvent credit unions; providing for examination of the records of the corporation by the department; providing for rules and regulations by the department to carry out the purposes of this act; providing immunity from certain suits; providing for exemptions to the corporation from intangible taxation; providing for cooperation between the liquidator appointed by the department and the corporation; providing an effective date.

—to Commerce.

By Senator Wilson—

SB 798—A bill to be entitled An act relating to husband and wife premarital examinations; providing for amendment of sections 741.051, 741.055, and 741.056, Florida Statutes, to abolish the requirement of a physical examination as a prerequisite for a marriage license, providing an effective date.

—to Judiciary.

By Senator Sayler—

SB 799—A bill to be entitled An act relating to barbers; adding subsection (21) to §20.19, Florida Statutes; abolishing the Florida barbers' sanitary commission; transferring the commission's powers, duties and functions to the division of health; repealing §§20.30(10)(a), 476.17 and 476.18, Florida Statutes, relating to the Florida barbers' sanitary commission; providing an effective date.

—to Health and Rehabilitative Services.

By Senator Sims—

SB 800—A bill to be entitled An act relating to landlord and tenant; adding subsection (5) to §83.49, Florida Statutes; providing for tenants to give notice prior to vacating or abandoning the premises; providing that failure to give such notice relieves the landlord of his duty under §83.49(3)(a), Florida Statutes; providing an effective date.

—to Judiciary.

By Senator Myers—

SB 801—A bill to be entitled An act relating to charitable pledges and subscriptions; providing for enforceability; providing an effective date.

—to Health and Rehabilitative Services.

By Senator Pettigrew—

SB 802—A bill to be entitled An act relating to elections; requiring that polling places be accessible and usable by physi-

cally handicapped persons; adding subsection (6) to §98.051, Florida Statutes; providing for the registration of physically handicapped persons by mail; providing an effective date.

—to Judiciary.

By Senator Graham—

SB 803—A bill to be entitled An act relating to laws which authorize the levy of taxes or assessments for certain purposes on state lands; repealing subsection 298.36 (3), subsection 378-30 (1), Florida Statutes, and all general or special laws insofar as they authorize taxes or assessments on state lands for drainage, flood control or water management purposes; providing a rule of construction for section 196.31, Florida Statutes, relating to certain taxing procedures; and providing an effective date.

—to Ways and Means.

By Senator de la Parte—

SB 804—A bill to be entitled An act relating to state officers and employees; amending §112.192, Florida Statutes, 1973, to reduce the membership of the state officers' and employees' compensation commission and to expand its responsibilities to include review and recommendations with respect to the compensation of all state officers and employees; providing an effective date.

—to Governmental Operations.

By Senator de la Parte—

SB 805—A bill to be entitled An act relating to health care; adding subsection (8) to §400.141, Florida Statutes, 1973, relating to the administration and management of nursing and custodial care facilities; requiring such facilities to submit monthly dietary, sanitation, and fire safety reports to the division of health of the department of health and rehabilitative services; providing a penalty for failure to submit such reports; providing an effective date.

—to Health and Rehabilitative Services.

By Senator Plante—

SB 806—A bill to be entitled An act relating to advertising of room rates by public lodging establishments; amending Section 509.201 (2)(a) and (b) to prohibit advertising of rates in any form without certain other disclosures; providing for restrictions on statements and numbers used in advertising of room rates; providing an effective date.

—to Commerce.

By Senator Saunders—

SB 807—A bill to be entitled An act relating to the Florida education finance program; amending §236.02(6), Florida Statutes, as amended by chapter 73-345, Laws of Florida; providing a procedure for determining the minimum required local effort; amending §236.081(1)(b), (2), (3), (4), (5), (6) and (7), Florida Statutes, as created by chapter 73-345, Laws of Florida; fixing the base student cost for 1974-1975; providing a procedure for computation of the compensatory education supplemental cost factor; deleting provision for supplemental ad valorem tax equalization; adjusting the district cost of living factors; providing a procedure for computing district required local effort; providing for proration of current operation funds; providing a guaranteed minimum level of funding for 1974-1975; amending §236.083(7), Florida Statutes, as created by chapter 73-345, Laws of Florida; providing for proration of transportation funds; amending §236.087(1)(d) and (2), Florida Statutes, as created by chapter 73-345, Laws of Florida; deleting the allocation for tax loss resulting from additional home-
stead exemptions; deleting the requirement for factoring the base student cost; amending §236.25(1), Florida Statutes; providing a limit on authorized district millage levies; amending §237.071(3), Florida Statutes; providing for budgeting of required local effort; amending §237.34, Florida Statutes, as created by chapter 73-345, Laws of Florida; extending the date for requirement that ninety percent (90%) of funds be expended at the program and school where generated; amending

§196.031(4), Florida Statutes; deleting the allocation for tax loss resulting from additional homestead exemptions; providing an effective date.

—to Education and Ways and Means.

By Senators Firestone, Saunders, Williams, de la Parte, Scarborough, Myers and Lane (31st)—

SB 808—A bill to be entitled An act relating to offices of the senate; amending paragraph (a) of subsection (2) of chapter 11.15, Florida Statutes; providing for the manner of choice; providing an effective date.

—to Rules and Calendar.

By Senators Firestone, Saunders, Plante, Williams, de la Parte, Scarborough, Myers and Lane (31st)—

SB 809—A bill to be entitled An act relating to the preparation and approval of the budget of the senate; amending paragraph (a) of subsection (5) of section 11.13, Florida Statutes; requiring the president-designate of the senate to approve the budget of the senate for even-numbered fiscal years; providing an effective date.

—to Rules and Calendar.

By Senator Saunders—

SB 810—A bill to be entitled An act relating to savings and loan association; amending section 665.381(2)(b)1., Florida Statutes, 1973, to empower associations to participate in real estate loans with approved Federal Housing Administration mortgages; amending §665.381(2)(c), Florida Statutes, 1973, by increasing the percentage of assets that can be loaned outside the primary lending area; amending §665.201, Florida Statutes, 1973, by requiring associations to build up reserves in accordance with rules promulgated by the department to at least five (5) percent of all savings accounts within a twenty (20) year period; amending §665.215, Florida Statutes, 1973, to provide competitive equality between state chartered and federally chartered associations and clarify that §665.215, Florida Statutes, 1973, is a grant of additional power to state savings and loan associations and is not a limitation on other power and or authority contained in chapter 665, Florida Statutes; providing an effective date.

—to Commerce.

By Senator Williams—

SB 811—A bill to be entitled An act relating to public records; amending section 119.01, Florida Statutes, providing that public funds shall not be used for dues or contributions to any association, group or organization the records of which are not open for inspection to any citizen of Florida; providing for exemption; providing an effective date.

—to Governmental Operations.

By Senators Gallen and Weber—

SB 812—A bill to be entitled An act relating to ad valorem tax administration; repealing subsection (5) of section 195.027, Florida Statutes, as created by Chapter 73-172, Laws of Florida, and renumbering subsequent subsections; providing an effective date.

—to Ways and Means.

By Senators Wilson and Vogt—

SB 813—A bill to be entitled An act relating to jai-alai frontons; authorizing Volusia Jai-Alai, Inc., holder of a valid outstanding permit to operate a fronton for the exhibition of jai-alai or pelota solely in Volusia County, to operate the remainder of its 1973-1974 racing dates, only, under a lease arrangement at the fronton facilities in Brevard County operated by Sports Palace, Inc.; providing an effective date.

—to Commerce and Rules and Calendar.

By Senators Lewis and Johnson—

SCR 814—A concurrent resolution in Commendation Miss Thaddie Plant and Miss Thelma Plant.

—to calendar.

By Senator Gordon—

SB 815—A bill to be entitled An Act relating to group health insurance benefit program; amending section 112.075(1) (b), (2), (3), (a), (7) (a) and (7) (c) to include dependents of state officers and employees to be covered by state funds; providing an effective date.

—to Ways and Means.

By Senator McClain—

SB 816—A bill to be entitled An act relating to the state career service system; amending §110.022(3), Florida Statutes; providing for fingerprinting of employees in designated career service positions; providing powers and duties of department of administration; providing duties of department of law enforcement; providing reimbursement of expenses by employing agency; providing an effective date.

—to Governmental Operations.

By Senators Gallen, Gillespie, de la Parte, Ware and Henderson—

SB 817—A bill to be entitled An act relating to affairs of decedents, missing persons, minors, incapacitated persons and certain others; creating sections 731.101 through 731.303, 732.101 through 732.1010, 733.101 through 733.902, 734.101 through 734.202, 735.101 through 735.301 and 737.101 through 737.616, Florida Statutes; providing for the consolidation and revision of the law relating to wills and intestacy and the administration and distribution of estates of decedents, missing persons, protected persons, minors, incapacitated and certain others; providing for the powers and procedures of the court concerned with the affairs of decedents and certain others; providing for the validity and effect of certain non-testamentary transfers and contracts which relate to death and appear to have testamentary effect; providing certain procedures to facilitate enforcement of testamentary and other trusts; creating sections 744.101 through 744.507, Florida Statutes; providing for guardianship of certain persons; providing for the powers and duties of a guardian and the court; providing for guardianship procedure; repealing sections 731.01 through 731.37, sections 732.01 through 732.69, sections 733.01 through 733.54, sections 734.01 through 734.40, sections 735.01 through 735.15, sections 736.01 through 736.31, sections 737.01 through 737.28, sections 744.01 through 744.73, sections 745.01 through 745.33, and sections 746.01 through 746.17, Florida Statutes, 1973; relating to Florida probate law, small estates, miscellaneous probate provisions, trust accounting law, and Florida guardianship law; repealing sections 690.01 through 690.15, and 691.01 through 691.22, Florida Statutes, 1973, relating to the uniform principal and income law, uniform trust administration law and the charitable trust act; providing an effective date.

—to Judiciary.

By Senator de la Parte—

SB 818—A bill to be entitled An act relating to the department of health and rehabilitative services; amending §20.04(3), Florida Statutes; excepting the department from the internal structure classification; amending §20.19, Florida Statutes; providing for the reorganization of the department; prohibiting the creation of divisions within the department; providing an appropriation; providing for implementation; providing an effective date.

—to Governmental Operations.

By Senators Smathers and Poston—

SJR 819—A joint resolution proposing an amendment to Section 9, Article XII of the State Constitution, relating to bonds, to continue for fifty years from January 7, 1975, the "second gas tax" and to pledge the full faith and credit of the state to finance the acquisition and construction of transportation

facilities when authorized by law and approved by the governing body of the county and the state agency supervising the state road system.

—to Ways and Means.

By Senator Smathers—

SCR 820—A concurrent resolution proclaiming the date April 30, 1974, a National Day of Humiliation, Fasting, and Prayer.

—to Rules and Calendar.

By Senator Deeb—

SB 821—A bill to be entitled An act relating to the Largo Band of Gold; providing an appropriation; providing an effective date.

—to Ways and Means.

By Senator Childers—

SB 822—A bill to be entitled An act relating to barbers; amending §476.18(2), Florida Statutes; deleting the requirement of a performance bond of the secretary of the Florida barbers' sanitary commission; deleting requirement that an assistant attorney general be present at any meeting at which general policies are changed; amending §476.221, Florida Statutes; providing for permissive initial authorization of certificates; increasing fees; repealing §476.20, Florida Statutes, relating to power of municipalities to regulate barbering; providing an effective date.

—to Ways and Means.

By Senator Williams—

SB 823—A bill to be entitled An act relating to the state library; amending §§257.01, 257.02(1), 257.031(1) and 257.04(2)—(4), Florida Statutes, and adding new subsections to §257.04; reducing the membership of the state library council; providing for terms of office; providing a library for state officials and employees; providing research and information services for state agencies; providing library services to the blind and physically handicapped; providing an effective date.

—to Governmental Operations.

By Senator Plante—

SB 824—A bill to be entitled An act relating to excise tax on documents; amending section 201.01, Florida Statutes, to provide a documentary stamp tax on the recording of documents enumerated in section 201.01; amending subsection (1) of section 201.02, Florida Statutes, to include recording of the documents named in subsection (1) in the tax imposed by section 201.02; repealing section 201.08, Florida Statutes, relating to tax on promissory notes, written obligations to pay money, and assignments of wages or other compensation; providing an effective date.

—to Ways and Means.

By Senators Lane (23rd), McClain and de la Parte—

SB 825—A bill to be entitled An act relating to the Tampa-Hillsborough County Expressway Authority; amending subsection (2) of Section 348.52, Florida Statutes; to provide for reconstitution of the governing body of the authority; to establish applicable terms of office; to provide for the filling of vacancies; to provide for the removal from office for cause; to require an oath of office; providing an effective date.

—to Transportation.

By Senator Saunders—

SB 826—A bill to be entitled An act relating to county government; repealing paragraph (x) of Section 125.01 (1), Florida Statutes, 1973, relating to powers and duties of governing boards, to provide for the employment of an independent auditing firm; providing an effective date.

—to Governmental Operations.

By Senator Deeb—

SB 827—A bill to be entitled An act relating to unfair and deceptive trade practices; amending section 501.205(2), Florida Statutes, 1973, to apply rules and regulations promulgated under part II of chapter 501, Florida Statutes, 1973, only to those industries and practices which are also the subject of Federal Trade Commission regulations; providing an effective date.

—to Consumer Affairs.

By Senator Gillespie—

SB 828—A bill to be entitled An act relating to volunteer service program; amending section 216.262(1)(f), Florida Statutes, 1973, to exclude from the application of the paragraph meals provided without charge to volunteers under a volunteer service program approved by the department of administration; providing an effective date.

—to Governmental Operations.

By Senators Lewis, Williams and Henderson—

SB 829—A bill to be entitled An act relating to property rights; creating the property rights study commission; providing for a chairman and fifteen members and the method of appointment of same; providing the commission's duties and responsibilities; providing an appropriation; providing an effective date.

—to Governmental Operations and Ways and Means.

By Senators Smathers and Scarborough—

SB 830—A bill to be entitled An act relating to structures within the right of way boundaries of roads and highways; amending section 335.13, Florida Statutes, by adding subsection (3); exempting structures for the comfort, convenience and safety of school children and the general public; providing an effective date.

—to Transportation.

By Senator Lewis (by request)—

SB 831—A bill to be entitled An act relating to the duties of securities investigators; creating §517.045, Florida Statutes; granting securities investigators authority to arrest, serve search warrants and carry weapons; requiring securities investigators to file a \$1,000 bond; and providing an effective date.

—to Criminal Justice.

By Senator Stolzenburg—

SB 832—A bill to be entitled An act relating to motor vehicle licenses; amending sections 320.06(1),(2)&(4), 320.07(1), 320.08 320.081(1)&(2), 320.0815, 320.13(1), 320.35 and 320.74, Florida Statutes; providing for a new system of imprinting license plates with a combination of letters and numerals; requiring department to furnish tax collectors with decals or stickers showing county identification; conforming statutes to such provisions; providing an effective date.

—to Transportation.

By Senator Graham—

SB 833—A bill to be entitled An act relating to manpower; creating part VI of chapter 13, Florida Statutes; establishing the state manpower services council within the department of commerce and providing for its membership, duties, organization, and staff; establishing regional manpower planning districts and regional manpower planning advisory boards and providing for their membership and duties; authorizing comprehensive regional planning councils created under chapter 160 and chapter 163, Florida Statutes, to review plans developed by regional manpower planning advisory boards; providing an appropriation; providing an effective date.

—to Commerce and Ways and Means.

By Senators Johnson and Henderson—

SB 834—A bill to be entitled An act relating to veterans; creating §§295.20 through 295.25, Florida Statutes, providing for the establishment of a veterans' student loan trust fund; providing for administration of the fund; providing for repayment of loans; providing an appropriation; providing an effective date.

—to Ways and Means.

By Senator Smathers—

SB 835—A bill to be entitled An act relating to search warrants; amending (6) of section 933.18, Florida Statutes, relating to issuance of warrants; including evidence relevant to proving a crime has been committed; providing an effective date.

—to Criminal Justice.

By Senator Trask—

SB 836—A bill to be entitled An act relating to industrial development to effectuate the purposes of §10(c), Article VII of the state constitution through the authorization of the issuance of revenue bonds by local governmental bodies or agencies for industrial or manufacturing plants or pollution control facilities to the extent that the interest on such bonds is tax exempt; amending Sections 159.26, 159.27 (5), F. S., and adding subsection (7) to said section; amending §159.29, F. S.; amending §3(2), (5) of chapter 70-229, Laws of Florida, appearing as §159.44(2) and (5), F. S., 1970 Supplement; providing legislative intent; providing revised and additional definitions; providing additional criteria and requirements; providing an effective date.

—to Ways and Means.

By Senators Trask and Peterson—

SB 837—A bill to be entitled An act relating to railroads; creating §351.055, Florida Statutes; requiring that all railroad locomotives, except those powered by steam, be equipped with a speedometer; providing a penalty; providing an effective date.

—to Transportation.

By Senators Trask and Lane (31st)—

SB 838—A bill to be entitled An act relating to the optometric practice act; amending section 463.01 defining certain acts not authorized by the practice of optometry; providing an effective date.

—to Health and Rehabilitative Services.

By Senator Glisson—

SB 839—A bill to be entitled An act relating to the Florida optometry law by amending Section 463.06, Florida Statutes to increase the salary of the secretary of the board; increasing the amount of bond required; and providing an effective date.

—to Ways and Means.

By the Committee on Criminal Justice—

SB 840—A bill to be entitled An act relating to criminal law; creating section 794.011, Florida Statutes, providing definitions; renumbering and amending section 794.01, Florida Statutes, defining the crimes of and providing the penalties for rape; creating section 794.013, Florida Statutes, defining the crimes of and providing the penalties for sodomy; creating section 794.014, Florida Statutes, defining the crime of and providing the penalty for sexual battery; renumbering and amending section 800.03, Florida Statutes, relating to public indecency; renumbering and amending section 794.03, Florida Statutes, defining the crime of and providing the penalty for publishing name of victim; repealing sections 794.02, 794.04, 794.05, 794.06, Florida Statutes, relating to rape; repealing sections 798.01, 798.02, 798.03, Florida Statutes, relating to adultery and fornication; repealing sections 800.01, 800.04, Florida Statutes, relating to crimes against nature; providing an effective date.

—to Criminal Justice.

By Senator Henderson—

SB 841—A bill to be entitled An act relating to the sale of securities; amending §517.02 (1), Florida Statutes, the definition of a security, by adding commodity options, distributorships and franchises; and creating §517.06 (19), Florida Statutes exempting from Chapter 517 those distributorships and franchises that meet the requirements of §817.416, Florida Statutes; providing an effective date.

—to Commerce.

By Senator Trask—

SB 842—A bill to be entitled An act relating to the Florida public service commission amending section 323.23, Florida Statutes, providing for a method of compensating reporters other than the official reporters of the commission; providing for the sale of copies of transcripts of testimony taken by reporters; authorizing adoption of rules and regulations; providing for disposition of all revenue derived from sale of copies; providing an effective date.

—to Ways and Means.

By Senator Trask—

SB 843—A bill to be entitled An act relating to the Florida public service commission; amending subsections (1) and (3) of section 350.77, Florida Statutes, by adding transcripts of testimony taken by commission's official reporter; by providing for a change in preparation of transcript of record; authorizing the adoption of rules and regulations; providing for disposition of all revenues derived from copying; providing an effective date.

—to Ways and Means.

By Senator Gillespie—

SB 844—A bill to be entitled An act relating to planning and budgeting; amending §§216.023, 216.031, 216.043, 216.081, 216.091, 216.162, 216.181(1), 216.271(1) and 216.301, Florida Statutes; amending §216.311, Florida Statutes, as amended by §66, chapter 73-333, Laws of Florida; providing that all state agencies prepare and update their budgets on a biennial basis; providing an effective date.

—to Ways and Means.

By Senator Johnson—

SB 845—A bill to be entitled An act relating to the sale of securities; amending §517.12(4), Florida Statutes; providing for filing a fifty thousand dollar surety bond by a dealer, not a member of securities investors protection corporation; amending §517.13—517.15, Florida Statutes, providing for a fifty thousand dollar bond; providing an effective date.

—to Commerce.

By Senator Brantley—

SB 846—A bill to be entitled An act relating to state community colleges and universities; providing that state community colleges and universities are authorized to lease facilities to federally licensed public nonprofit corporations for the operation of public nonprofit radio and television stations; prohibiting any state agency from attempting to influence station programming; providing for termination of lease; providing severability; providing an effective date.

—to Education.

By Senator Lane (31st)—

SB 847—A bill to be entitled An act relating to practitioners of the healing arts; providing that no applicant for licensing as a physician, dentist, osteopath, pharmacist, podiatrist, optometrist, or chiropractor shall be eligible for a license unless said applicant is a graduate of an appropriate professional school that has been accredited by an accrediting agency, recognized and approved by the national commission on accrediting and the office of education, department of health, education and welfare; providing an effective date.

—to Health and Rehabilitative Services.

By Senator Johnson—

SB 848—A bill to be entitled An act relating to search warrants; providing for oral warrants; providing method of issuance of warrants and for return of warrant; providing an effective date.

—to Criminal Justice.

By Senator Lewis—

SM 849—A MEMORIAL to the Congress of the United States, urging Congress to take immediate steps to curtail the export of seed, feed, fertilizer and other necessary farm supplies and equipment before domestic demands are met.

—to Agriculture.

By Senator Vogt—

SB 850—A bill to be entitled An act relating to municipal finance and taxation; amending §166.231(1), Florida Statutes; providing that public service taxes be imposed only on the basic rate; prohibiting said taxes on certain charges and services; prohibiting a separate maximum tax for each type of service; providing an effective date.

—to Ways and Means.

By Senator Vogt—

SB 851—A bill to be entitled An act relating to environmental control; amending §403.031(2), Florida Statutes, and adding a new subsection to said sections; redefining "pollution" and defining "effluent limitations"; amending §403.061(7) and (18), Florida Statutes; providing that rules or regulations be consistent with federal law relating to effluent limitations, pretreatment requirements, and standards of performance; providing 100 days to grant or deny federal National Pollutant Discharge Elimination System applications and associated state permits; amending §403.087(1) and (4), Florida Statutes; providing for a five year limit on water pollution permits, subject to renewal; providing for the issuance of permits in compliance with 40 C.F.R. §124.41; amending §403.088(3)(b), Florida Statutes; providing 100 days to grant or deny federal National Pollutant Discharge Elimination System applications and associated state permits; amending §403.111, Florida Statutes; exempting effluent data from the confidentiality provision; amending §403.141 (1), Florida Statutes; increasing civil penalties; amending §403.161, Florida Statutes; revising violations and penalties; providing a criminal penalty for falsification of information in applications, records, plans, and reports and tampering with monitoring devices; providing an effective date.

—to Natural Resources and Conservation.

By Senator Johnson—

SB 852—A bill to be entitled An act relating to transportation of road-building and construction aggregates; amending section 323.08(4), Florida Statutes, to require the filing of rates and charges and subsequent changes and variations thereof; providing an effective date.

—to Transportation.

By Senator McClain—

SB 853—A bill to be entitled An act relating to constructive service of process; amending §§49.031, 49.10 and 49.12, Florida Statutes, to authorize posting of notices of action on behalf of insolvent persons; providing an effective date.

—to Judiciary.

By Senator Wilson—

SB 854—A bill to be entitled An act providing for the relief of William Menoher; providing that he be reinstated as a member of the Florida retirement system upon payment to the system of his contributions to the system which were refunded him upon his termination as a state employee; providing that such reinstatement shall be retroactive to September 7, 1972; providing an effective date.

—to Ways and Means.

By Senators Lane (31st), Henderson, Plante and Weber—

SM 855—A memorial to the Congress of the United States urging the proposal by Congress of Amendment XXVIII to the United States Constitution to provide that appropriations made by the United States shall not exceed its revenues except in time of war or national emergency and to provide for the systematic paying back of the national debt.

—to Ways and Means.

By Senators Lane (31st), Plante and Weber—

SM 856—A memorial to the Congress of the United States urging the Congress to pass House Bill 11602, repealing the provisions of the National Occupational Safety and Health Act.

—to Health and Rehabilitative Services.

By Senators Peterson and Graham—

SB 857—A bill to be entitled An act relating to elementary education; providing a short title; providing a declaration of legislative intent; providing definitions; providing for a master plan; providing for admission; providing for the duties of the department of education; amending §232.01 (d), (e), (g) and (h), Florida Statutes, relating to school admission; providing an appropriation; providing an effective date.

—to Education and Ways and Means.

By Senator Henderson—

SB 858—A bill to be entitled An act relating to the sale of securities; amending §517.04, Florida Statutes, by adding new subsections (2) and (3) authorizing employment of attorneys by the department of banking and finance and authorizing their appointment as assistant state attorneys; authorizing employment of securities investigators and making their investigations confidential; renumbering old subsections (2), (3), and (4) as (4), (5), and (6) respectively; and providing an effective date.

—to Commerce.

By Senator Gordon—

SB 859—A bill to be entitled An Act relating to group life, health, accident or hospitalization insurance; amending section 112.12, to include dependents of officers and employees pursuant to the provisions of section 112.08; providing an effective date.

—to Commerce.

By Senator Gordon—

SB 860—A bill to be entitled An Act relating to group insurance plans; amending section 112.08 to include dependents of such officers and employees; providing an effective date.

—to Commerce.

By Senator Vogt—

SB 861—A bill to be entitled An act relating to loans to taxing authorities; authorizing the administration commission to loan money from the general revenue and working capital funds to taxing authorities under certain circumstances; providing for application and terms; providing an effective date.

—to Ways and Means.

By Senators Deeb, Sayler, Ware and Trask—

SB 862—A bill to be entitled An act relating to regional water supply authorities; providing powers and duties of said authorities; providing for the purchase of water by counties and municipalities; providing for a board of directors for each authority; providing for ad valorem tax levies; providing for budgets and public hearings; providing for appropriations of county or municipal funds; providing for cooperation with state agencies, local governmental units and political subdivisions;

providing for territorial restrictions on the use of water; providing for expansion of area of authority; providing for revenue bonds; providing an effective date.

—to Natural Resources and Conservation.

By Senators Brantley and Horne—

SB 863—A bill to be entitled An act relating to insurance; adding subsections (5) and (6) to §627.732, Florida Statutes, defining "noneconomic detriment" and "total disability"; amending §627.736(1), Florida Statutes, deleting the \$5,000 limitation; amending §627.737, Florida Statutes, changing limitation on right to damages; providing an effective date.

—to Commerce.

By Senators Brantley and Horne—

SB 864—A bill to be entitled An act relating to insurance; adding subsections (5) and (6) to §627.732, Florida Statutes, defining "noneconomic detriment" and "total disability"; amending §627.736(1), Florida Statutes, deleting the \$5,000 limitation; amending §627.737, Florida Statutes, changing limitation on right to damages; providing an effective date.

—to Commerce.

By Senator Myers—

SB 865—A bill to be entitled An act relating to the public health; creating a new paragraph (i) of subsection (1) of section 381.031, Florida Statutes; providing for authority to collect fees for application of approval for certain plans; providing for issue or renewal annually of certain permits or licenses; providing for the disposition of fee moneys; providing an effective date.

—to Health and Rehabilitative Services.

By Senator Pettigrew—

SB 866—A bill to be entitled An act relating to education; requiring the department of education to determine the accessibility of public community colleges to persons in wheelchairs; requiring the department of education and the department of general services to determine the cost of renovation for accessibility; requiring a report to the legislature; providing an effective date.

—to Education.

By Senator Poston—

SR 867—A senate resolution requesting the governor to direct the department of transportation to coordinate a study to determine transportation needs of the state, its counties and its cities; past collections, expenditures and distribution of the 8 cents gas tax; anticipated collections, expenditures and distribution of the 8 cents gas tax; a comparison between past and future distributions; possible alternative sources and methods of collecting revenues; and to submit the study along with recommendations and proposed legislation to the senate transportation committee to review the study and recommendations and report to the senate in advance of the 1976 regular session of the legislature.

—to Transportation.

By Senator Poston—

SR 868—A senate resolution requesting the governor and cabinet to direct the department of highway safety and motor vehicles to conduct a one year program to determine the affect on subsequent driver behavior of allowing attendance and completion at a nationally chartered defensive driving course or a course approved by the department in lieu of a one month suspension for persons who have acquired 12 points within a 12 month period; and to submit the study along with recommendations and proposed legislation to the senate transportation committee to review the study and recommendations and report to the senate in advance of the 1975 regular session of the legislature.

—to Transportation.

By Senator Horne—

SB 869—A bill to be entitled An act relating to the tax on sales, use and other transactions; amending §212.031(2)(b), Florida Statutes; relating to taxation on the lease or rental of real property; providing that certain items shall not be subject to such a tax; providing an effective date.

—to Ways and Means.

By Senator de la Parte—

SB 870—A bill to be entitled An act relating to homestead tax exemption; amending §196.101, Florida Statutes, to extend the full exemption provided quadriplegics to paraplegics, hemiplegics and other totally and permanently disabled persons who must use a wheelchair for mobility; providing for certification of disability to the tax assessor; providing an effective date.

—to Ways and Means.

By Senators Vogt and Graham—

SJR 871—A joint resolution proposing an amendment to Section 4, Article VII of the State Constitution, relating to the assessment of taxes, to provide that limits may be placed on increases in the valuation of homestead property by general law and that, by general law, additional limits may be placed on increases in the valuation of homestead property owned by a person who has attained the age of sixty-five or who is totally and permanently disabled.

—to Ways and Means.

By Senators Vogt and Graham—

SB 872—A bill to be entitled An act relating to taxation of real property; creating the homestead tax relief act; designating persons entitled to claim tax relief under said act; requiring annual application for such tax relief; requiring forms to be prescribed and furnished each county by the department of revenue; providing duties and procedure of tax assessor in approving applications; requiring tax assessor to mail renewal applications and prescribing his duties when renewal application is not filed; requiring tax assessor to adjust the assessed value of property entitled to tax relief; providing method by which the assessed value shall be adjusted; providing separate method by which the assessed value shall be adjusted for persons sixty-five years of age or older and for persons totally and permanently disabled; providing method of computation of taxes for property granted tax relief; providing for deferred taxes; providing duties of tax assessor; prescribing circumstances in which liability shall attach for deferred taxes; amending §192.001(6), Florida Statutes, and adding a new subsection to said section; providing a definition; adding paragraph (h) to §193.114(2), Florida Statutes; providing that the amount of deferred taxes be entered on real property assessment roll; adding paragraph (d) to §194.032(1), Florida Statutes; providing that board of tax adjustment hear complaints relating to homestead tax relief; providing an effective date.

—to Ways and Means.

By Senator Horne—

SB 873—A bill to be entitled An act relating to industrial relations commissioners; amending §§20.17(7) and 440.441, Florida Statutes, 1972 Supplement, providing that industrial relations commissioners have the same qualifications, salaries, and retirement benefits as judges of the district courts of appeal; providing an exception as to qualifications; providing an effective date.

—to Governmental Operations.

By Senator Horne—

SB 874—A bill to be entitled An act for the relief of Michael Craig Hornsby; providing an appropriation to compensate him for legal expenses and damages sustained as a result of unlawful entrapment by the Florida department of law enforcement; providing an effective date.

—to Ways and Means.

By Senator Sims—

SB 875—A bill to be entitled An act relating to personnel application forms; providing for the use by all state agencies of a uniform application form; providing an effective date.

—to Governmental Operations.

By Senators Winn, Stolzenburg, Weber, Lane (31st), Sayler and Zinkil—

SB 876—A bill to be entitled An act relating to state employee pay rates; authorizing and directing the department of administration to review pay rates for all classifications of state employees; directing the department not to distinguish or differentiate between Dade and Broward Counties with regard to geographical pay differentials; providing an effective date.

—to Governmental Operations.

By Senator Childers—

SB 877—A bill to be entitled An act relating to barbers' assistants; amending section 476.031, Florida Statutes, to provide that barbers' assistants may be issued a certificate as a barbers' assistant after meeting certain requirements; providing an effective date.

—to Commerce.

By Senator Peterson—

SB 878—A bill to be entitled An act relating to public buildings; amending Section 255.053, Florida Statutes; providing for amounts and percentage of retainages on payments of construction contracts for public buildings; providing an effective date.

—to Governmental Operations.

By Senator Childers—

SB 879—A bill to be entitled An act relating to salt water fisheries, snook; amending section 370.111, Florida Statutes, authorizing limited possession of snook when obtained by net, seine or other device; providing an effective date.

—to Natural Resources and Conservation.

By Senator Peterson—

SB 880—A bill to be entitled An act relating to petroleum products; creating §526.151, Florida Statutes; restricting the operation of retail service stations by petroleum product producers, refiners, or their subsidiaries; requiring uniform treatment of stations supplied with respect to voluntary allowances, equipment rental charges, and apportionment of fuels during shortages; providing an effective date.

—to Commerce.

By Senators Myers, Lewis and Williams—

SB 881—A bill to be entitled An act relating to public health; providing authority for the division of health of the department of health and rehabilitative services to periodically monitor inspection activities relating to the public health; authorizing entry into premises under certain conditions; providing an effective date.

—to Health and Rehabilitative Services.

By Senator Sayler—

SB 882—A bill to be entitled An act relating to drug abuse prevention and control; amending section 893.13(1), Florida Statutes, by adding paragraph (h); making it unlawful for any person to agree, consent or in any manner offer to unlawfully sell or deliver or to offer, arrange or negotiate to have unlawfully sold or delivered certain controlled substances to any person and then sell or deliver or offer, arrange or negotiate to have sold or delivered to any person any other liquid, substance or material in lieu of any such controlled substance; providing a penalty therefor; providing that in all prosecutions for the sale or delivery of any such controlled substance, the offer, ar-

range or negotiation to sell or deliver such controlled substance shall constitute prima facie evidence that any substance actually sold or delivered pursuant to said offer, arrangement or negotiation is the controlled substance described in said offer, arrangement or negotiation; providing an effective date.

—to Health and Rehabilitative Services.

By Senator Deeb—

SB 883—A bill to be entitled An act relating to Florida institutions of higher learning; amending Chapter 241, Florida Statutes, by adding a new section of 241.098, providing for the establishment of a school of osteopathic medicine to be located at the Florida international university, providing a two hundred fifty thousand dollar (\$250,000) appropriation; providing an effective date.

—to Education and Ways and Means.

By Senator McClain—

SB 884—A bill to be entitled An act relating to the police standards board; amending §23.078(1)(b) and (2)(g) and (h), Florida Statutes, 1973; including law enforcement officers employed by the state within the salary incentive program of the police standards board; providing that the bureau of police standards may require a state agency to provide the board with documentation and verification of compliance with the program; permitting the bureau to adopt a plan for lump sum allocations under the program and to annually determine the sums to be distributed based upon annual appropriations; requiring a state agency to submit certain quarterly reports to the board; providing an effective date.

—to Governmental Operations.

By Senators Lane (31st) and Glisson—

SB 885—A bill to be entitled An act relating to the department of health and rehabilitative services; creating section 402.23, Florida Statutes, to authorize the department to provide meals free of charge in its institutions and residential facilities to volunteers who are performing a service for a program administered by the department; providing an effective date.

—to Health and Rehabilitative Services and Ways and Means.

By Senator Lane (31st)—

SB 886—A bill to be entitled An act relating to the land sales industry; amending paragraph (a) of subsection (4) of §478.121, Florida Statutes, clarifying the compliance requirement under the Federal Water Pollution Control Act; providing an effective date.

—to Natural Resources and Conservation.

By Senators Smathers and Graham—

SB 887—A bill to be entitled An act relating to education; amending 228.071 (2), Florida Statutes; enlarging the scope of the community school program; authorizing use of school facilities for community school programs; providing an effective date.

—to Education.

By Senators Pettigrew, Gordon, Gillespie, Graham, Myers, Winn, Scarborough, Brantley, Zinkil, McClain, Johnston, Poston, Glisson and Sykes—

SB 888—A bill to be entitled An act relating to household tax relief; amending chapter 196, Florida Statutes, by adding new parts II and III; providing for grants of tax relief from ad valorem and utility taxes to qualified households; providing definitions and procedures; providing for penalties, administration and distribution; providing an effective date.

—to Ways and Means.

By Senators Graham and Plante—

SB 889—A bill to be entitled An act relating to bonds and other obligations; allowing the state board of administration

to authorize a rate of interest for certain bonds and other obligations in excess of the maximum rate set by law; providing an effective date.

—to Governmental Operations.

By Senator Henderson—

SB 890—A bill to be entitled An act relating to tax on severance of solid minerals; amending §§211.31 and 211.32, Florida Statutes; providing for a severance tax of 2.5 percent to the credit of the general revenue fund; deleting credit for ad valorem taxes; deleting exemption for solid minerals upon which sales tax is ultimately paid; deleting refunds for institution of reclamation and restoration programs; providing for partial refunds from the general revenue fund; providing an effective date.

—to Ways and Means.

By Senator Graham—

SB 891—A bill to be entitled An act relating to planning and budgeting; amending §216.011(1)(a), Florida Statutes; redefining "legislative budget"; amending §216.162(1), Florida Statutes; requiring the governor to furnish the recommended budget to the legislature sixty days prior to the session; creating §216.175, Florida Statutes; providing a method by which the legislature shall indicate an intended appropriation of amounts of money for future years; providing an effective date.

—to Governmental Operations and Ways and Means.

By Senators Horne and Barron—

SB 892—A bill to be entitled An act relating to administrative procedures; creating chapter 120, Florida Statutes, consisting of sections 120.51, 120.52, 120.53, 120.54, 120.55, 120.56, 120.57, 120.58, 120.59, 120.60, 120.61, 120.62, 120.63, 120.64, 120.65, 120.66, 120.67, 120.68, 120.69, 120.70, 120.71, 120.72 and 120.73; providing a short title; providing definitions; requiring state agencies to adopt rules of procedure and providing for inspection of same; providing procedures for rule making, filing and publication; providing for declaratory rulings by agencies; providing minimum standards for proceedings; providing procedures for agency orders and licensing; providing for representation by counsel; providing standards for agency investigations; providing exemption procedures; providing hearing officers; providing judicial review; providing penalties; providing for enforcement of agency action; providing waiver; providing annual reports to the legislature; repealing chapter 120, Florida Statutes, relating to administrative procedures; creating § 11.60, Florida Statutes, providing for the administrative rule review committee, its membership, powers and duties; providing severability; providing an effective date.

—to Rules and Calendar.

The Senate was called to order by the President at 9:30 a.m. A quorum present—38:

Mr. President	Gordon	Peterson	Trask
Barron	Graham	Pettigrew	Vogt
Brantley	Gruber	Plante	Ware
Childers	Henderson	Poston	Weber
Deeb	Johnson	Sayler	Williams
de la Parte	Johnston	Scarborough	Wilson
Firestone	Lane (31st)	Sims	Winn
Gallen	Lane (23rd)	Smathers	Zinkil
Gillespie	Lewis	Stolzenburg	
Glisson	McClain	Sykes	

Excused: Senator Myers

Prayer by Rev. P. C. Enniss, Jr. Minister of the First Presbyterian Church, Tallahassee, who was presented to the Senate by the Senate Chaplain:

In the beginning you gave us a garden, O God. You said it was good. You put people here—called them good . . . and told them to take care of the garden and to care for each other. Now, in time, the garden is ours . . . and the people have multiplied . . . but your command to us is as it was to our

fathers and mothers—to take care of the garden and to love the people. We know we have not always been as good gardeners . . . or as good neighbors as we might, for the garden has not bloomed to its fullest, and the people have still not grown to their potential. But we are working on it, O God, and we need your help. So lead us—we pray . . . we who are custodians of your property and leaders of your people. . . . Give us wisdom and vision—sensitivity and compassion—give us commitment and courage—integrity and honesty . . . that the garden may blossom again and the people may walk again in the fullness of creation—in harmony with one another . . . even as you planned it in the beginning. Amen.

REPORTS OF COMMITTEES

The Committee on Rules and Calendar recommends that the following bills be placed on Special Order for Tuesday, April 23, 1974, at 9:00 a.m.:

SCR 19	SCR 699	SB 518	SB 293
HCR 3347	SB 468	SB 506	SB 97
HB 840	SB 587	SM 437	SB 391
HB 308	SB 63	SB 309	
HB 488	SB 176	SB 73	
SB 189	SB 133	SB 406	

Respectfully submitted,
Dempsey J. Barron, Chairman

The Committee on Transportation recommends the following pass: SB 617

The bill was referred to the Committee on Criminal Justice under the original reference.

The Committee on Judiciary recommends the following pass: SB 514 with 1 amendment

The Committee on Natural Resources and Conservation recommends the following pass: SB 628, SB 671 with 3 amendments

The Committee on Transportation recommends the following pass: SB 567 with 1 amendment, SB 687

The bills contained in the foregoing reports were referred to the Committee on Ways and Means under the original reference.

The Committee on Education recommends the following pass: HB 580 with 1 amendment

The Committee on Health and Rehabilitative Services recommends the following pass:

HB 290	HB 1452 with 1 amendment	HB 2395
HB 304		

The Committee on Judiciary recommends the following pass:

SJR 53 with 2 amendments	SB 633	SB 638
SB 558		

The Committee on Natural Resources and Conservation recommends the following pass:

CS for HB 259 with 2 amendments	HB 3031 with 2 amendments
HB 3030	SB 585

The Committee on Rules and Calendar recommends the following pass: SCR 784, SCR 820

The Committee on Transportation recommends the following pass:

SCR 590 with 1 amendment	SB 600
SB 41 with 1 amendment	HB 98
HB 1716 with 1 amendment	HB 1395
SB 601 with 1 amendment	
CS for HB 99 with 1 amendment	

The bills contained in the foregoing reports were placed on the calendar.

The Committee on Health and Rehabilitative Services recommends a Committee Substitute for the following: SB 463

The Committee on Transportation recommends a Committee Substitute for the following: SB 648

The bills with Committee Substitutes attached contained in the foregoing reports were referred to the Committee on Ways and Means under the original reference.

The Committee on Health and Rehabilitative Services recommends a Committee Substitute for the following: SB 412 (415 and 416)

The bill with Committee Substitute attached was placed on the calendar.

The Committee on Education recommends the following not pass: SB 428

The Committee on Natural Resources and Conservation recommends the following not pass: SB 14, SB 606

The Committee on Transportation recommends the following not pass: HB 191

The bills contained in the foregoing reports were laid on the table.

ENGROSSING REPORT

Your Engrossing Clerk to whom was referred SB 209 with 2 amendments reports that the House amendments have been incorporated and the bill is returned herewith.

JOE BROWN, Secretary

The bill was ordered enrolled.

ENROLLING REPORT

Your Enrolling Clerk to whom was referred—

SB 61

SB 76

—reports same have been enrolled, signed by the required Constitutional officers and presented to the Governor on April 23, 1974.

JOE BROWN, Secretary

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Childers, SB 586 was withdrawn from the Committee on Natural Resources and Conservation by two-thirds vote and from further consideration of the Senate.

On motion by Senator Childers, SB 293 was removed from the calendar by two-thirds vote and referred to the Committee on Natural Resources and Conservation.

On motion by Senator Saunders, CS for SB 132 as amended was withdrawn from the Committee on Ways and Means by two-thirds vote.

CS for SB 132 was ordered engrossed.

By direction of the President, SB 487 having been first referred to the Committee on Ways and Means and on motion by Senator Graham also referred to the Committee on Education was referred to the Committee on Education as the first committee of reference and then to the Committee on Ways and Means.

On motion by Senator de la Parte, SB 847 was withdrawn from the Committee on Health and Rehabilitative Services by two-thirds vote and referred to the Committee on Education.

COMMITTEE REQUESTS FOR EXTENSION OF TIME

The Committee on Criminal Justice requests an extension of 10 days for the consideration of the following:

SB 16 by Senator Saunders	SB 236 by Senator Brantley
SB 10 by Senator Johnston	SB 254 by Senator Gruber
SB 39 by Senators Myers and Deeb	SB 301 by Senator Wilson
SB 67 by Senator Poston	SB 302 by Senator Wilson
SB 68 by Senator Poston	SB 303 by Senator Wilson
SB 82 by Senator Firestone	SB 304 by Senator Wilson
SB 113 by Senator Glisson	SB 345 by Senator Gillespie
SB 142 by Senator Lane (31st)	SB 363 by Senator Gruber
SB 161 by Senator Lane (31st)	SB 409 by Senator Firestone
SB 166 by Senator Gillespie	SB 419 by Senator Lewis
SB 177 by Senator Gillespie	SB 426 by Senator Scarborough
SB 205 by Senator McClain	SB 472 by Senator Lane (31st)
	SB 473 by Senator Scarborough
	SB 479 by Senator Gallen
	SB 489 by Senator Pettigrew

The Committee on Governmental Operations requests an extension of 10 days for the consideration of the following: HB 1403 by Representative Steinberg

The Committee on Judiciary requests an extension of 10 days for the consideration of the following:

HB 1911 by Judiciary Committee	SB 439 by Senator Johnson
SB 27 by Senator Wilson	SB 445 by Senator Johnson
SB 37 by Senator Saylor	SB 248 by Senator Ware
SB 120 by Senator Gillespie	SB 249 by Senator Ware
SB 181 by Senator Glisson	SB 250 by Senator Ware
SB 213 by Senator Saylor	SJR 252 by Senator Ware
SB 231 by Senator Saylor	SB 446 by Senator Johnson
SB 313 by Senator Sims	SB 469 by Senator Glisson
SB 346 by Senator Scarborough	SB 474 by Senator Scarborough
SB 377 by Senator Johnson	SB 495 by Senator Lane (31st)
SB 418 by Senator McClain	SB 507 by Senator Sykes

The Committee on Commerce requests an extension of 10 days for the consideration of the following:

SB 42 by Senator Winn	SB 344 by Senator Gordon
SB 59 by Senator Henderson	SB 355 by Senator Gordon
SB 60 by Senator Poston	SB 356 by Senator Graham
SB 72 by Senator Zinkil	SB 359 by Senator Deeb
SB 151 by Senator Lane (31st)	SB 373 by Senator Graham
SB 152 by Senator Lane (31st)	SB 378 by Senator Johnson
SB 164 by Senator Henderson	SB 388 by Senator Deeb
SB 169 by Senator Lane (31st)	SB 402 by Senator Deeb
SB 170 by Senator Gordon	SB 403 by Senator Lewis
SJR 179 by Senator Gillespie	SB 407 by Senator Plante
SB 191 by Senator Johnson	SB 424 by Senator Gruber
SB 198 by Senator Lewis	SB 425 by Senator Henderson
SB 214 by Senator Gordon	SB 448 by Senator McClain
SB 272 by Senator Vogt	SB 456 by Senator Weber
	SB 457 by Senator Weber
	HB 1697 by Representative Dubbin

EXECUTIVE BUSINESS

By direction of the President, the following report was read:

Senator Mallory E. Horne
President, The Florida Senate
The Capitol

April 19, 1974

Dear Mr. President:

Your Standing Committee on Commerce to whom were referred for inquiry and recommendation the following appointments subject to confirmation by the Senate:

NAME	OFFICE	FOR TERM ENDING
Leonard A. Carson Tallahassee	Chairman, Industrial Relations Commission	Pleasure of the Governor

NAME	OFFICE	FOR TERM ENDING
Herbert S. Garcia Opa Locka	Member, State Board of Cosmetology, Dis- trict Five, State of Florida Department of Professional and Occupational Regu- lation	June 27, 1977
Alice B. Melton Tallahassee	Member, State Board of Cosmetology, District Three, State of Florida De- partment of Profes- sional and Occupa- tional Regulation	June 27, 1977

—having met, and after full inquiry, hereby tenders as the recommendation of this Committee that the Senate do advise and consent, and approve the aforesaid appointments made by the Governor.

Respectfully submitted,

LEW BRANTLEY, Chairman W. D. CHILDERS DAN SCARBOROUGH CHARLES H. WEBER KEN PLANTE	SHERMAN S. WINN, Vice Chairman DEMPSEY J. BARRON TOM GALLEN WARREN S. HENDERSON
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On motion by Senator Brantley, the report of the committee was adopted, and the Senate in open session approved and confirmed the appointments set forth in the foregoing report. The vote was:

Yeas—36

Mr. President	Gordon	McClain	Stolzenburg
Brantley	Graham	Peterson	Sykes
Childers	Gruber	Pettigrew	Trask
Deeb	Henderson	Plante	Vogt
de la Parte	Johnson	Poston	Ware
Firestone	Johnston	Saunders	Williams
Gallen	Lane (31st)	Scarborough	Wilson
Gillespie	Lane (23rd)	Sims	Winn
Glisson	Lewis	Smathers	Zinkil

Nays—None

On motion by Senator Deeb, unanimous consent was obtained to take up out of order—

SCR 685—A concurrent resolution commending the secretaries of the State of Florida during International Secretaries Week.

WHEREAS, the efficient function of a modern legislature depends to a large extent upon the secretaries of individual legislators, and

WHEREAS, today's secretaries must be executive assistants with skill, tact, and judgment to play the increasingly difficult role in today's complex society, and

WHEREAS, loyalty, dedication and service are the hallmark of a good secretary, of whom we are blessed with many, and

WHEREAS, this legislature recognizes the important contribution to business, industry, education, the professions and government that professional secretaries render, **NOW, THEREFORE,**

Be It Resolved by the Senate of the State of Florida, the House of Representatives concurring:

THAT we, the members of this Legislature, in Session assembled, extend our best wishes and highest commendation to the secretaries of Florida on the occasion of

INTERNATIONAL SECRETARIES WEEK
April 21-27, 1974

and
INTERNATIONAL SECRETARIES DAY
Wednesday, April 24, 1974,

as proclaimed by Honorable Reubin O'D. Askew, Governor of the State of Florida, for their role as management's right arm

in business, their untiring efforts in behalf of the efficient operation of office routine, and the consequent orderly processes of good government.

BE IT FURTHER RESOLVED that the membership recognizes and pays tribute to its respective secretaries for their efficient contributions to the work of this Legislature, to this state and this nation.

On motion by Senator Deeb, by two-thirds vote SCR 685 was read the second time in full, adopted and certified to the House. The vote was:

Yeas—37

Mr. President	Gordon	Peterson	Vogt
Barron	Graham	Pettigrew	Ware
Brantley	Gruber	Plante	Weber
Childers	Henderson	Poston	Williams
Deeb	Johnson	Sayler	Wilson
de la Parte	Johnston	Sims	Winn
Firestone	Lane (31st)	Smathers	Zinkil
Gallen	Lane (23rd)	Stolzenburg	
Gillespie	Lewis	Sykes	
Glisson	McClain	Trask	

Nays—None

Senators Barron, Brantley, Childers, de la Parte, Firestone, Gallen, Gillespie, Glisson, Gordon, Graham, Gruber, Henderson, Horne, Johnson, Johnston, Lane (31st), Lane (23rd), Lewis, McClain, Myers, Peterson, Pettigrew, Plante, Poston, Saunders, Sayler, Scarborough, Sims, Smathers, Stolzenburg, Sykes, Trask, Vogt, Ware, Weber, Williams, Wilson, Winn and Zinkil were recorded as co-introducers of SCR 685.

On motion by Senator Barron, the following remarks were ordered spread upon the Journal:

Senator Deeb: Mr. President and Senators, I think from the beautiful array we have here this morning that we might want to start all of our mornings in session this way. But, then we might not get much work done. You know we have all talked about "Girl Friday . . . Monday, Tuesday, Wednesday, Thursday and Friday" and every other day that we are trying to do some work. One thing I know—women's lib or men's lib aside—you wouldn't find me with a male secretary. I don't have to tell you, but I would like to remind you, that it would be terrible to try to do your work without these 'right arms'. We couldn't get our work done properly.

We know they have to see the worst side of us from time to time. Very seldom do they see the best side of us, which we try to show to our constituents and others who come into our offices. They have to see the snarls and the growls and all the discomforts and the problems that we have to gripe about. And they put up with it.

Just stop and think what it would be like trying to do your job with them at home and you at the office. Mr. President, I urge the adoption of this concurrent resolution.

Mr. President: Are there other Senators who are desirous of speaking to the Resolution? Senator Poston.

Senator Poston: Mr. President, I think it's appropriate, since we have so much pulchritude in the Chamber this morning, that we also request all the Senators be shown as co-introducers of this wonderful resolution. Let us also show, by our vote, the tribute we pay to our secretaries for the work they do.

Mr. President: Permit me on behalf of both sides of the aisle to say to you Senators and to those of you who aren't here, for one reason or another, that all over the land this week people who exercise their function by a co-partnership with a secretary are pausing to reflect gratitude for that relationship. We repose tremendous responsibilities on you and then assume their fulfillment and this is just a simple pause by the Senate to recognize you and the investment you make for this outfit to look as good as it does. We are grateful to you not just today and this week, but all year round. We would like for you to rise and receive the accolades of the Senate as we vote on

the adoption of the resolution. The green lights will be the affirmation of our deep respect for your professionalism. Will the secretaries rise. The Secretary will arrange for a copy of the resolution to be sent to every Senate secretary.

On motion by Senator Poston, Honorable Robert Monagan, Under-secretary of the U. S. Department of Transportation and former Speaker of the California House of Representatives; and Michael Dye, Legislative Liaison Officer to Congress were accorded privileges of the floor and introduced to the Senate by Senator Poston.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Mallory E. Horne, President April 23, 1974

I am directed to inform the Senate that the House of Representatives has passed SB 380, CS for SB 62

Allen Morris, Clerk

The bills contained in the above message were ordered enrolled.

The Honorable Mallory E. Horne, President April 19, 1974

I am directed to inform the Senate that the House of Representatives has refused to recede from House Amendment 5 and again requests the Senate to concur, and has refused to concur in Senate Amendment to House Amendment 4 to—

By Senators Zinkil (by request) and Pettigrew—

SB 165—A bill to be entitled An act relating to landlords and tenants; amending §83.70(3), Florida Statutes, (former §83.281(3), Florida Statutes, 1972 Supplement,) to restrict the charging of entrance fees by a mobile home park owner or operator; prohibiting the splitting of certain fees between mobile home park owners or operators and mobile home dealers; providing a penalty; providing an effective date.

—and requests the Senate to recede.

Allen Morris, Clerk

On motions by Senator Zinkil, the Senate again refused to concur in House amendment 5, refused to recede from the Senate amendment to House amendment 4 to SB 165 and requested a conference committee be appointed to adjust the differences. The vote was:

Yeas—33

Mr. President	Graham	Plante	Ware
Brantley	Gruber	Poston	Weber
Childers	Henderson	Saunders	Williams
Deeb	Johnson	Sayler	Wilson
Firestone	Johnston	Sims	Winn
Gallen	Lane (23rd)	Smathers	Zinkil
Gillespie	Lewis	Stolzenburg	
Glisson	McClain	Sykes	
Gordon	Peterson	Vogt	

Nays—None

By unanimous consent Senator Pettigrew was recorded as voting yea.

The President appointed Senators Trask, Zinkil and Glisson as the conferees on the part of the Senate.

The Honorable Mallory E. Horne, President April 19, 1974

I am directed to inform the Senate that the House of Representatives has adopted HM 2641 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Cohen and others—

HM 2641—A memorial to the Congress of the United States, urging Congress to suspend the operation of 46 U.S.C. §289 and permit foreign vessels to transport passengers between ports in the United States during the energy crisis.

—was read the first time by title and referred to the Committee on Transportation.

The Honorable Mallory E. Horne, President April 19, 1974

I am directed to inform the Senate that the House of Representatives has passed HB 2724 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Malloy—

HB 2724—A bill to be entitled An act relating to trade secrets; making unlawful the theft, embezzlement, or unauthorized copy of a trade secret; providing penalties; providing that return or intended return of the trade secret shall not be a defense; providing an effective date.

—was read the first time by title and referred to the Committee on Criminal Justice.

The Honorable Mallory E. Horne, President April 19, 1974

I am directed to inform the Senate that the House of Representatives has passed as amended—

HB 928 HB 187 (cs/cs) HB 2359
HB 2533

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Dixon—

HB 928—A bill to be entitled An act relating to pest control; amending §§482.071(1) and 482.091(2), Florida Statutes, 1971, providing for the annual renewal of pest control licenses and identification cards; providing for the destruction of pest control identification cards when no longer valid; providing that pest control license fees be deposited in the pest control trust fund; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By the Committees on Appropriations and Natural Resources and Representative Lewis and others—

HB 187 (cs/cs)—A bill to be entitled An act relating to the purchase of land under the land conservation act; amending Chapter 259, Florida Statutes, 1972 Supplement, by adding section 259.07, Florida Statutes, requiring the department of natural resources when making recommendations to the board to hold public meetings on the proposal to purchase any such land; providing an effective date.

—was read the first time by title and referred to the Committee on Natural Resources and Conservation.

By Representative Hodges—

HB 2359—A bill to be entitled An act relating to tax on sales, use and other transactions; creating paragraph (j) of subsection (7) of section 212.08, Florida Statutes, 1972 Supplement, exempting certain bait used in the entrapment for commercial purposes of callinectes sapidus and menippe mercenaria from the state sales and use tax; providing an effective date.

—was read the first time by title and referred to the Committee on Ways and Means.

By Representatives Spicola and Gordon—

HB 2533—A bill to be entitled An act relating to elections; amending section 19 of chapter 73-128, Laws of Florida, 1973; creating new subsection (2) and renumbering and amending

existing subsection (2); providing prohibition from qualifying as candidate for public office if convicted of election law violation; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary.

SPECIAL ORDER

SCR 19 was deferred until 11:30 a.m. on motion by Senator Barron.

HCR 3347—A Concurrent Resolution commending two native born Floridians, Julian "Cannonball" Adderly and Nathaniel "Nat" Adderly whose contributions and involvement in music and the arts through Jazz has brought millions of people throughout the world together, for over two decades.

—was taken up and read the second time in full. On motion by Senator Barron, HCR 3347 was unanimously adopted and certified to the House.

HB 840—A bill to be entitled An act relating to driver licenses; amending §322.18(7), Florida Statutes, 1971, relating to the renewal of licenses, to extend the expiration dates falling on weekends or holidays; providing an effective date.

—was read the second time by title.

Senator Weber moved the following amendment:

Amendment 1—On page 2, line 13, strike all of Section 2 and insert: Sub-Section 2. Subsection (1) of Section 322.051, Florida Statutes is amended to read:

322.051 Identification cards for persons not licensed.—

(1) Any person ~~eighteen years of age or older~~ who does not have a valid driver's license may be issued an identification card by the department upon completion of an application and payment of an application fee. The application shall include the full name, sex, race, residence address, proof of birth as provided in section 232.03, and other data the department may require. Applications for identification cards shall be signed and verified by the applicant before a person authorized to administer oaths. The fee for an identification card shall be \$3, including payment for the color photograph of the applicant.

(Renumber subsequent Section)

Senator Deeb moved the following amendment to Amendment 1 which was adopted:

Amendment 1a—On page 1, line 11, add: Provided that identification cards issued to persons under age of 18 shall be recognizable by a different color backdrop in the color photo thereon.

Amendment 1 as amended was adopted.

On motion by Senator Poston, by two-thirds vote HB 840 as amended was read the third time by title, passed, and certified to the House. The vote was:

Yeas—34

Mr. President	Graham	Peterson	Vogt
Brantley	Gruber	Pettigrew	Ware
Childers	Henderson	Poston	Weber
Deeb	Johnson	Sayler	Williams
de la Parte	Johnston	Sims	Wilson
Firestone	Lane (31st)	Smathers	Winn
Gillespie	Lane (23rd)	Stolzenburg	Zinkil
Glisson	Lewis	Sykes	
Gordon	McClain	Trask	

Nays—None

HB 308—A bill to be entitled An act relating to mileage allowance for public officers, employees and authorized persons; amending section 112.061(7)(d), Florida Statutes; providing mileage allowance; providing an effective date.

—was read the second time by title.

Senator Wilson moved the following amendment:

Amendment 1—On page 1, line 23, strike "fourteen" and insert: twelve

Senators de la Parte and Sykes offered the following substitute amendment which was moved by Senator de la Parte and adopted:

Amendment 2—On page 1, line 23, strike "fourteen" and insert: fifteen

The vote was:

Yeas—19

Mr. President	Gallen	Johnston	Sayler
Brantley	Glisson	Lewis	Stolzenburg
Childers	Gordon	McClain	Sykes
Deeb	Gruber	Pettigrew	Trask
de la Parte	Johnson	Poston	

Nays—17

Firestone	Lane (23rd)	Vogt	Winn
Gillespie	Peterson	Ware	Zinkil
Graham	Plante	Weber	
Henderson	Saunders	Williams	
Lane (31st)	Sims	Wilson	

Senator Gillespie moved the following amendment:

Amendment 3—On page 2, line 10, strike Section 2 and insert: Section 2. This act shall not apply to elected public officials.

Section 3. This act shall take effect July 1, 1974.

Senator Wilson moved the following amendment to Amendment 3 which failed.

Amendment 3a—Line 8, strike the period and insert: until after the next General Election.

Amendment 3 failed.

On motion by Senator Lewis the Senate reconsidered the vote by which Amendment 2 was adopted.

The question recurred on Amendment 2 which failed.

The question recurred on Amendment 1 which failed.

On motion by Senator Henderson, by two-thirds vote HB 308 was read the third time by title, passed and certified to the House. The vote was:

Yeas—34

Mr. President	Gordon	Peterson	Sykes
Barron	Graham	Pettigrew	Trask
Childers	Gruber	Plante	Vogt
Deeb	Henderson	Poston	Ware
de la Parte	Johnson	Saunders	Weber
Firestone	Johnston	Sayler	Williams
Gallen	Lane (31st)	Scarborough	Winn
Gillespie	Lewis	Sims	
Glisson	McClain	Stolzenburg	

Nays—4

Lane (23rd) Smathers Wilson Zinkil

HB 488—A bill to be entitled An act relating to days of mourning; providing for alternative methods of state observance of days of mourning; providing an effective date.

—was read the second time by title.

The Committee on Governmental Operations offered the following amendment which was moved by Senator Williams:

Amendment 1—On page 1, strike all of lines 18 through 22

Senators Glisson and Gallen offered the following substitute amendment which was moved by Senator Glisson and adopted:

Amendment 2—On page 1, strike all of lines 13 through 24 and insert: of the United States may be by declaring that the following Sunday shall be observed as the day of mourning.

On motion by Senator Williams, by two-thirds vote HB 488 as amended was read the third time by title, passed and certified to the House. The vote was:

Yeas—31

Mr. President	Graham	Poston	Vogt
Childers	Gruber	Saylor	Ware
de la Parte	Johnson	Scarborough	Weber
Firestone	Johnston	Sims	Williams
Gallen	Lane (31st)	Smathers	Wilson
Gillespie	Lane (23rd)	Stolzenburg	Winn
Glisson	Peterson	Sykes	Zinkil
Gordon	Pettigrew	Trask	

Nays—None

By unanimous consent Senator Lewis was recorded as voting yea.

SB 189—A bill to be entitled An act relating to education; authorizing the state board of education to allow the substitution of a unit of reserve officer training in place of a unit of physical education; allowing for the establishment of the reserve officer training program after July 1, 1975; providing an effective date.

—was read the second time by title.

The Committee on Education offered the following amendments which were moved by Senator Graham and adopted:

Amendment 1—On page 1, line 14, strike "The state board of education is" and insert: District school boards are

Amendment 2—On page 1, line 17, after "said" insert: district school

The Committee on Education offered the following amendment which was moved by Senator Plante and failed:

Amendment 3—On page 1, line 20, after "Training" insert: and marching band

The Committee on Education offered the following amendment which was moved by Senator Graham and adopted:

Amendment 4—On page 1, lines 23 through 26, strike all of Section 2 and re-number remaining section.

The Committee on Education offered the following title amendment which was moved by Senator Johnson and failed:

Amendment 5—On page 1, line 6, after the word "training" insert: and marching band

The Committee on Education offered the following title amendment which was moved by Senator Johnson and adopted:

Amendment 6—On page 1, strike all of lines 8 and 9

On motion by Senator Johnson, by two-thirds vote SB 189 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—31

Brantley	Gruber	Peterson	Sykes
Childers	Henderson	Pettigrew	Trask
Deeb	Johnson	Plante	Vogt
de la Parte	Johnston	Poston	Ware
Gillespie	Lane (31st)	Saylor	Weber
Glisson	Lane (23rd)	Sims	Wilson
Gordon	Lewis	Smathers	Winn
Graham	McClain	Stolzenburg	

Nays—5

Mr. President	Gallen	Williams	Zinkil
Firestone			

Consideration of SCR 699 was deferred.

SB 468 was taken up, together with:

By the Committee on Health and Rehabilitative Services—

CS for SB 468—A bill to be entitled An act relating to medical malpractice; creating section 624.431, Florida Statutes, requiring professional liability insurers of certain health care providers to report yearly to the department of insurance, any medical malpractice claims or actions brought against any such insured; providing specified contents of the reports; requiring the forwarding of copies of such reports to the regulatory agencies; requiring the department to maintain the reports and their confidential nature; exempting the insurers and the department from liability for good faith compliance with this act; providing an effective date.

—which was read the first time by title and SB 468 was laid on the table.

On motion by Senator Gordon, by two-thirds vote CS for SB 468 was read the second time by title.

Senator Gordon moved the following amendments which were adopted:

Amendment 1—On page 1, line 28, strike "yearly" and insert: quarterly

Amendment 2—On page 2, lines 10—12, strike "15th day of March of each year following the occurrence of the provisions of subsection (1)(a), (b), or (c)." and insert: 15th day of January, April, July, and October following the occurrence of the provisions of subsection (1)(a), (b), or (c) during the preceding calendar quarter.

Amendment 3—On page 1 in title, line 7, strike "yearly" and insert: quarterly

Amendment 4—On page 1 in title, line 10, after "any such insured;" insert: providing dates for submission of reports;

Senator Ware moved the following amendment which was adopted:

Amendment 5—On page 2, line 24, insert a new paragraph (h): (h) The loss-ratio experience of each insurance company for its medical malpractice coverage for the preceding calendar year.

(Reletter subsequent paragraphs)

On motion by Senator Gordon, by two-thirds vote CS for SB 468 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—34

Mr. President	Gordon	Pettigrew	Trask
Brantley	Graham	Plante	Vogt
Childers	Gruber	Poston	Ware
Deeb	Johnson	Saunders	Williams
de la Parte	Johnston	Scarborough	Wilson
Firestone	Lane (31st)	Sims	Winn
Gallen	Lane (23rd)	Smathers	Zinkil
Gillespie	McClain	Stolzenburg	
Glisson	Peterson	Sykes	

Nays—None

By unanimous consent Senators Henderson and Lewis were recorded as voting yea.

SB 587—A bill to be entitled An act relating to live bait shrimping; amending Section 370.15(2) and Section 370.15(6) (a)(2), Florida Statutes; exempting live bait shrimp from the size limitation; providing for live shrimp bait tanks; limiting the amount of dead shrimp aboard vessels engaged in live bait shrimping; providing an effective date.

—was read the second time by title. On motion by Senator Childers, by two-thirds vote SB 587 was read the third time by title, passed and certified to the House. The vote was:

Yeas—33

Mr. President	Gruber	Plante	Vogt
Brantley	Henderson	Poston	Ware
Childers	Johnson	Saunders	Williams
Deeb	Johnston	Scarborough	Wilson
de la Parte	Lane (31st)	Sims	Winn
Firestone	Lane (23rd)	Smathers	Zinkil
Gallen	Lewis	Stolzenburg	
Gillespie	McClain	Sykes	
Graham	Peterson	Trask	

Nays—None

SB 63—A bill to be entitled An act relating to emergency medical services; amending section 13(4) of Chapter 73-126, Laws of Florida, providing an exemption from the provisions of section 7 for certain non-profit volunteer emergency squads; providing an effective date.

—was read the second time by title.

The Committee on Health and Rehabilitative Services offered the following amendment which was moved by Senator Gordon:

Amendment 1—On page 1, line 24, strike the period and insert: ; provided the competence of the volunteers is certified to by two physicians from the same community licensed to practice in Florida.

Senator Firestone presiding

Senator Poston moved the following substitute amendment which failed:

Amendment 2—On page 1, strike lines 21 through 24 and insert: provisions of Section 7 of this act until July 1, 1976; provided, however, that such ambulances shall be manned by one (1) attendant who is certified as an emergency medical technician in compliance with Section 7, provided the competence of the volunteers is certified to by two physicians from the same community licensed to practice in Florida. After July 1, 1976, all such ambulances shall be manned by at least one (1) attendant who is certified as an emergency medical technician in compliance with Section 7 of Chapter 73-126, Laws of Florida.

Senator Vogt moved the following amendment to Amendment 1:

Amendment 1a—line 3, after the committee amendment insert the stricken language on lines 21, 22, 23 and 24 and the words: if the volunteer squad serves an area with a population in excess of 10,000.

The hour of 11:30 a.m. having arrived, a point of order was called by Senator Barron and the Senate took up SCR 19.

On motion by Senator Barron, members of the family of the late Senator Beth Johnson were escorted into the chamber and seated.

SCR 19—A concurrent Resolution in Memoriam Elizabeth McCollough [Beth] Johnson was read the second time in full. On motion by Senator Horne, SCR 19 was adopted and certified to the House. The vote was:

Yeas—38

Barron	Gruber	Pettigrew	Trask
Brantley	Horne	Plante	Vogt
Childers	Henderson	Poston	Ware
Deeb	Johnson	Saunders	Weber
de la Parte	Johnston	Saylor	Williams
Firestone	Lane (31st)	Scarborough	Wilson
Gallen	Lane (23rd)	Sims	Winn
Gillespie	Lewis	Smathers	Zinkil
Gordon	McClain	Stolzenburg	
Graham	Peterson	Sykes	

Nays—None

Senators Brantley, Childers, Deeb, de la Parte, Firestone, Gallen, Gillespie, Glisson, Gordon, Graham, Gruber, Henderson, Johnson, Johnston, Lane (31st), Lane (23rd), Lewis, McClain, Myers, Peterson, Pettigrew, Poston, Saunders, Saylor, Scarborough, Sims, Smathers, Stolzenburg, Sykes, Trask, Vogt, Ware, Weber, Williams, Wilson, Winn and Zinkil were recorded as co-introducers of SCR 19.

On motion by Senator Horne the Senate stood for a moment of silent prayer in memory of the late Senator Johnson.

By Senators Barron, Brantley, Childers, Deeb, da la Parte, Firestone, Gallen, Gillespie, Glisson, Gordon, Graham, Gruber, Henderson, Horne, Johnson, Johnston, Lane (31st), Lane (23rd), Lewis, McClain, Myers, Peterson, Pettigrew, Plante, Poston, Saunders, Sayler, Scarborough, Sims, Smathers, Stolzenburg, Sykes, Trask, Vogt, Ware, Weber, Williams, Wilson, Winn and Zinkil—

Senate Concurrent Resolution No. 19

A CONCURRENT RESOLUTION IN MEMORIAM ELIZABETH McCOLLOUGH [BETH] JOHNSON

WHEREAS, the work of her heart and hands has painted for all time a bright portrait of a peerless personage, and

WHEREAS, possessed of an innate grace and unaffected charm, the quintessence of gentility and feminine dignity whether as housewife, political figure or mother—bent upon nature's paths in domestic or foreign wilds—she artlessly evoked a rare sense of confidence; born to the purple, rather than a life of idle ease she chose to serve her fellowman in a most capable, diligent and able manner, ever giving unstintingly of time and talent resulting in a well-rounded life contributing abundantly to the role of wife, mother, sociable and charitable neighbor and dedicated public servant, and

WHEREAS, we would acknowledge the contribution of a beautiful life, graciously and amply lived, and express our condolence and bereavement, NOW, THEREFORE,

BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA, THE HOUSE OF REPRESENTATIVES CONCURRING:

That this resolution be inscribed upon the Journals of the Senate and the House of Representatives of the State of Florida—

IN MEMORIAM ELIZABETH McCOLLOUGH [BETH] JOHNSON

—who was born in Butler, Pennsylvania, on November 21, 1909, the daughter of Amelia Sherman and Newton C. McCollough. She was educated in the public schools of Butler, Pennsylvania, and graduated from Vassar College in 1930 with an A.B. in English. In August of that year she was united in marriage to George W. Johnson of New Castle, Pennsylvania. When he was graduated from Harvard in 1935 they moved to Orlando, where he engaged in the private practice of law. To them were born a son, George W. Johnson, Jr., and two daughters, now Mrs. Margaret Smith and Mrs. Winifred Sharp. Her husband and children survive her.

She was a member of the Central Christian Church of Orlando; worked for the establishment of and was the first President of the Community Services Council of Orange County and in 1950 was appointed as a member of the Orlando Planning and Zoning Board, which she later served as Chairman.

She was elected to the House of Representatives on the 3rd day of September, 1957 and in 1958 and 1960 was reelected.

In a special election on November 6, 1962, she was elected as a member of The Florida Senate from Orange County. On Friday, November 9, 1962, in another Extraordinary Reapportionment Session called by Governor Bryant [November 9—November 28] she took the oath of office as a member of The Florida Senate, the first woman to hold such office—and she remains the only woman in the state to have seen service alternately in both legislative bodies.

She carried to legislative service the same ardor with which she approached all projects—a relentless pursuit until it became a job well done. While she gave untiring effort to innumerable legislative matters, her primary interests were in the areas of mental health, retardation, higher education and appropriations. She was a dedicated and active supporter of the establishment of the Sunland Training Centers and Florida Technological University. She was Chairman of the Senate Standing Committee on Cities and Towns, 1965; member of the Florida Legislative Council; Chairman of the Council's Interim Committee on Mental Health and Retardation, 1965—1967, and Higher Education, 1965—1967; member of the Constitution Revision Commission; member of the Advisory Council on Hospital Services to the Indigent; member of the Governor's Commission on Status of Women; Delegate to the Southern Regional Education Board, 1966, and Delegate to the Democratic National Convention, 1952 and 1968.

Let there be no misunderstanding! The respect . . . the love . . . the esteem . . . the good works . . . were not because she was Florida's first woman Senator, or even the first woman to be honored by election to both legislative houses . . . rather, her election to these high positions, and the honor and good works attendant, were because of her personal qualities and innate abilities!

She was Past President and State Board Member of the League of Women Voters; member, Rosalind Club, Altrusa, Business and Professional Women's Club, honorary member of Sorosis, life member of Florida Congress of Parents and Teachers; honorary member, Florida State Delta Kappa Gamma, past president of Junior League; member American Legion Auxiliary, Farm Bureau, Council of 101 of the Loch Haven Art Association and Florida Symphony Women's Committee.

She was designated First Lady in 1957 by Beta Sigma Phi of Central Florida; received the Susan B. Anthony Award; the Orlando Junior Chamber of Commerce Good Government Award, 1958 and 1965, and in the latter year was designated as The Woman of the Year by the Democratic Women's Club of Florida of which she enjoyed the distinction of being its only honorary member.

Among most recent activities were membership on the Board of the Orange County Mental Health Association, the Christian Service Center, the Florida Mental Health Association, the Orlando Planning Council and the Governor's Orange County Advisory Committee.

Few employers have inspired the words of her dedicated secretary who wrote: "Words seem so inadequate. If there were just some way I could say that here is a woman who would never have had to work a day in her life—but wanted to. If she had spent her years merely being a good wife and mother (which she was) and played golf and bridge with her friends (which she did)—no one would have criticized her or expected more. But she *was* so much more—she *did* so much more. She had a good life and believed there was no reason others shouldn't share it—believed it so strongly she worked diligently and tirelessly to improve the quality of life for all others. And she had another quality that set her apart—the ability to cause others to *want* to help. Call it leadership, call it power, call it charisma—better words are dedication, devotion, humanity, charity, love, and a good practical intelligence that won the respect and admiration of the people who worked with and for her."

And few citizens have elicited, or so deserved, the tribute paid her by the Orlando Sentinel Star Editorial of May 1, 1973: "Occasionally a town can number among its citizens an individual whose intrinsic qualities combine wealth, intelligence, ability, social position, a sense of responsibility and an awareness of human value. Mrs. George W. Johnson of Orlando was such a citizen. Her death [April 30, 1973] is more than a personal tragedy to her grieving family and friends. It will be felt throughout the community, mourned throughout the state. But both are richer for the strength and wisdom she shared with them during her 37 years as a Floridian."

BE IT FURTHER RESOLVED that copies of this Concurrent Resolution, duly attested by the President and the Secretary of the Florida Senate and the Speaker and the Clerk of the House of Representatives, together with the condolence of these legislative Bodies, be forwarded to the members of the family of our esteemed former colleague.

On motion by Senator Plante the following remarks were ordered spread upon the Journal:

Senator Plante: Mr. President, Senators, it was both an honor and a hard thing to do when I replaced Senator Johnson here in the Senate after I ran against her in 1967. When we run the first time, and throughout our political careers, we all have advisors and people who offer us advice. Everybody kept telling me, "You've got to attack her . . . you've got to go after her." Then I met her and started touring the campaign trail with Senator Johnson and found out there was just no way to attack this lady, because she was really a lady. I got to know this lady quite well on the campaign trail and there was no bitterness between us in the campaign. It's something none of us likes to realize or admit too often, but I didn't really win that campaign and Senator Johnson didn't really lose that campaign.

There was something going on in Washington at that time that the people in my county were very upset about. Senator Johnson was in the unfortunate position of being a member of the party that was unpopular at the time in our county. That's really why I won that race; not for anything I had done or anything Senator Johnson had done or had not done in her career in politics. She was the first woman to serve in this Senate; she also was the first woman in the history of the state to serve in both the House and in the Senate—to be elected to both. It's an honor and I think she deserved the distinction of that honor. She served well.

She was responsible for bringing the university to Orlando. We were one of the few large metropolitan areas in the state that had no university and she worked hard and long to bring Florida Tech to Central Florida and the greater Orlando area. There are thousands and thousands of young people right now that, without her effort and without her support, probably would not be getting a college education. Certainly they would not have the ability to stay at home and hold a job and commute to a college but would have to drive off to FSU or the University of Florida.

So I want to thank you for letting me take this time to speak to you about someone I think was a fine, outstanding person in our community—a fine, outstanding citizen of the state.

I'll never forget the first day I stepped onto this floor. I walked in here and the Senator from the 22nd, I think, was the first one I met. He shook my hand and wanted to know who I was replacing. I told him and after some hesitation he just looked at me and said, "You've got some big shoes to fill." I found out after I'd been up here a while that he was certainly correct.

Senator Barron: Mr. President, Senators, I suspect that Senator Plante probably voted for her after he had an opportunity to know her.

Beth Johnson was one of the rare people who came across the political scene of Florida during my lifetime and during my service in the legislature. I guess she was about the most respected Senator we ever had. She was the hardest working person I remember.

I notice we have former members of the House here who served with her, which is very appropriate. Senator Ed Price here also served with Beth. I remember our long, bloody reapportionment fights that seemed to always last all night and she was always the person there who seemed to be the most reasonable when emotions were so terribly high. She always seemed to have the most energy and usually the best advice.

She was the kind of person who inspired other people to enter government. She was the kind of person that if we were all like her the people would hold legislators in higher regard.

When I think of her, I think of people like Senators Joe McClain and Verle Pope, whom we will memorialize later in this session. I know nothing better that I can say about her than to say that in my mind she is the female counterpart of what I think to be the greatest Senator to ever come across the scene, Verle Pope.

She was outstanding in every regard. She was tough, able, knowledgeable, hard-working, persuasive and the kind of person you—after it was all over—could meet with and have pleasant conversations or long philosophical talks.

We who served with her loved her greatly and I think it's appropriate that we should today recognize the life and the contribution of Senator Beth Johnson.

Senator Sims: Mr. President, Senators . . . I too would like to make some remarks to this great family in respect and appreciation for this great political leader who has come and gone. My family and I have known the family of Senator Johnson for a number of years and knew the Senator. My wife knew them and worked with them more than I. Senator Beth Johnson was widely known, respected by all and loved by many. She was recognized as a political and community leader throughout central Florida.

Many of the landmarks we have in that area certainly attest to the value of her political leadership—F.T.U. just to mention one. When there was a community endeavor being conducted in Central Florida or in Orange County, you would almost always find Senator Beth, as we called her, there in the leadership of that endeavor. So I think it would be easy for me to say that we loved her dearly, we respected her and now we miss her.

Senator Horne: To close on the part of the resolution. Mr. President, Senators, not many of us here had the opportunity of serving with the lady that we pause to honor. "American pioneer" would be the accolade I would like to leave with her and great respect I would like to leave in the hearts and minds of her family and her friends who have come here.

She was a delight to serve with. We all have the thought in mind that the institutions we see—from universities to hallmarks in the forms of bills and other traditions of our day—are there and we cannot forget the contribution of those who, in years gone by, created them or helped create them.

Nowhere more than in a deliberative body such as this, and with our counterpart on the other end of the hall, is there such a feeling for the evaluation of the importance and the significance of things. It's helpful to remember that across this room are people who were very caught up in the contributions that they and their colleagues made, and that few of us now would remember any of those. It's therefore very significant that this Senate pause to look just a few years back at the life and record of a lady—a Senator and a lady—whose contribution to this state, I would guess, has never been equaled by another lady in this state.

She's been everything to every part of Florida ever represented by anyone in this legislature. She was mild, she was very, very convicted of those principles in which she believed, and yet she had a unique compassion and capacity to understand the divergence of opinion that makes both our state and our nation. She walked very quietly through this hall of the Senate and made a contribution that will never be equaled.

I urge, Mr. President, that the Senate stand in a vote of silence in tribute and as a vote in adoption of this resolution to the magnificent service of this lady Senator, lady Floridian.

Senator Firestone (who was presiding): I'd like to ask that we stand at this time for a moment of silent tribute.

(Moment of silence)

Senator Firestone: Before taking a vote on the resolution, I'd like to recognize in the east gallery—which I think indicates the esteem in which Senator Johnson was held—a delegation of twenty-two friends and members of the greater Orlando Chamber of Commerce led by Dr. Phillip Igou, their president.

We also have with us for the ceremony four former House members who served with Senator Johnson. They are seated on the east side. They are Representatives Bob Knowles, Henry Land, Bob Allgood and Emmett Roberts. On the west side of the gallery we have Senator Johnson's family—George Johnson, husband; Mrs. Winifred Johnson Sharp, daughter; Joel H. Sharp, Jr., son-in-law; and Jennifer Sharp, granddaughter, among family and friends, as well as Senator Ed Price. We also have several telegrams that I would like to share at this time. From Senator Lawton Chiles—"I regret that I am not able to personally be with you today in honor of the memory of my dear friend and colleague, Beth Johnson. I served with Beth in the Senate and I will always remember her as an outstanding leader in our state and nation. She was certainly an inspiration to me and her work to the betterment of Florida will always be remembered."

We also have telegrams from Senators Tar Boyd, Mack Cleveland, and others. The flowers that grace this chamber were sent here in Senator Johnson's honor by, as the card says, "Your Bridge Club at Goldenrod, Florida." The clerk will unlock the machine and the Senators will vote. Senators' votes will also reflect co-introduction of the resolution.

The President presiding

On motion by Senator Barron, the rules were waived and the Committee on Rules and Calendar was granted permission to consider SCR 784 and SB 820 at the meeting this day.

Senator Williams moved that the Senate reconsider the vote by which HB 308 as amended passed this day.

The Journal of April 22 was corrected and approved as follows:

Page 188, column 1, between lines 5 and 6 insert: The following measures were read the first time by title and referred to committee(s) as indicated:

Page 192, column 1, between lines 12 and 13 insert: Excused: Senator Gruber

The Journal of April 19 was further corrected and approved as follows:

Page 185, column 1, between lines 5 and 6 insert: The following measures were read the first time by title and referred to committee(s) as indicated:

CO-INTRODUCERS

Senator Trask was recorded as a co-introducer of SB 364, Senator Poston as a co-introducer of SB 767.

The hour of adjournment having arrived, a point of order was called and the Senate adjourned at 12:05 p.m. to convene at 8:30 a.m., for the purpose of introduction and reference of resolutions, memorials, bills and joint resolutions and thereafter to reconvene at 2:00 p.m. April 24, 1974.